

Message Text

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ACTION EB-07

INFO OCT-01 EA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

 DOTE-00 INR-07 NSAE-00 FAA-00 L-02 /025 W

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R 220750Z APR 75

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 9596

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E.O. 11652: N/A

TAGS: EAIR, JA

SUBJ: CIVAIR: CBIT FARES

REFS: A) TOKYO 4790 B) TOKYO 4421

1. ON BASIS DISCUSSION BETWEEN E/C COUNS AND FUJII (DIRECTOR, FIRST NORTH AMERICA DIVISION, FONOFF) ON APRIL 21, IT CLEAR THAT JCAB HAS NOT CHANGED POSITION ON CBIT FARE ISSUE. FUJII'S ORAL RESPONSE TO EMBASSY'S AIDE MEMOIRE (REF A) WAS ESSENTIALLY SAME AS THAT CONVEYED ON APRIL 4 (REF B) TO OUR INTIAL INFORMAL APPROACH, I.E. THAT JCAB HAS NOT APPROVED THE FARES AND AS FAR AS JAPAN IS CONCERNED THE FARES ARE NOT REPEAT NOT IN EFFECT. (JCAB HAS SENT LETTERS TO PAN AM AND NORTHWEST INFORMING THEM THAT THEY WILL BE IN VIOLATION OF JAPANESE AVIATION LAW - AND SUBJECT TO PENALTIES - IF THEY IMPLEMENT THE FARES.) FUKII ADDED, HOWEVER, THAT GOJ WANTS TO SETTLE THIS PROBLEM IN A MUTUALLY SATISFACTORY WAY AND AGAIN ADVANCED JCAB'S PROPOSAL THAT CARRIERS SHOULD GET TOGETHER AND AGREE ON FAIR AND EQUITABLE RATES.

2. SUBSEQUENT TO FOREGOING DISCUSSION, MCDONALD OF PAN AM/TOKYO INFORMED EMBASSY THAT PAN AM IS NOW WILLING TO ENTER INTO CONSULTATIONS WITH OTHER CARRIERS (NORTHWEST AND JAL) AND THAT PAN AM/WASHINGTON IS PROCESSING PETITION FOR EXEMPTION FROM ANTITRUST LAW. MCDONALD
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THOUGHT USCAB WOULD ACT ON PETITION WITHIN NEXT FEW DAYS. WOULD APPRECIATE IF DEPARTMENT WOULD INFORM EMBASSY OF OUTCOME, WHEN KNOWN, OF USCAB'S CONSIDERATION OF PAN AM PETITION. MEANWHILE, ASSUME WE SHOULD TAKE

NO FURTHER IMMEDIATE FOLLOW-UP ACTION.

HODGSON

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